

Serial No. 09/746,933

S-07-04

#31

AF/2882
6.4.02

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRUZZONE et al. Examiner: Ricky D. Shafer
Serial No.: 09/746,933 Group Art Unit: 2872
Filed: December 22, 2000 Docket No.: 49837US051
Title: REFLECTIVE LCD PROJECTION SYSTEM USING A WIDE-ANGLE
POLARIZING BEAM SPLITTER

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: ER 431580442 US

Date of Deposit: May 6, 2004

The undersigned hereby certifies that this Transmittal Letter and the paper or fee, as described herein, are being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

By: 

Renee Iwen

COMMUNICATION

Mail Stop Appeal Brief – Patents
Commission for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

During a telephone conversation between the Examiner, R. Shafer, and the below-signed attorney, Mr. I. McIntyre, on May 5, 2004, Mr. Shafer indicated that he had not received any communication related to the appeal in this case following the submission of the Notice of Appeal on August 8, 2003. After reviewing the file, Mr. McIntyre told Mr. Shafer that an Appeal Brief had indeed been filed on October 6, 2003, via U.S.P.S. Express Mail. Mr. Shafer requested that a copy of the Appeal Brief be submitted, along with supporting evidence that the Appeal Brief had been sent to the USPTO.

This Communication is submitted in response to Mr. Shafer's request and is accompanied by:

- i) a copy of the Appeal Brief as submitted (in triplicate);
- ii) a copy of the Transmittal and the Express Mail receipt;
- iii) a copy of the cancelled check; and
- iv) a copy of the date stamped return postcard.

As can be seen from these documents, the Appeal Brief was submitted on October 6, 2003, via USPS Express Mail, Express Mail No. 681837107 US. The Appeal Brief was accompanied by a return postcard, the Transmittal and a check in the amount of \$330.00. The Appeal Brief was received at the USPTO, as is evidenced by the return postcard which has been stamped by the USPTO. The check for \$330.00 was stamped by the USPTO on October 9, 2003 as evidenced by the cancelled check. The reference No. 1011.852UI written on the check is the internal reference number used by Carlson, Caspers, Vandenburg & Lindquist for this case, 3M docket no. 49837US051. Thus, the enclosed evidence shows that the Appeal Brief was filed on October 6, 2003, within two months of the Notice of Appeal, and that the Appeal Brief was received at the USPTO.

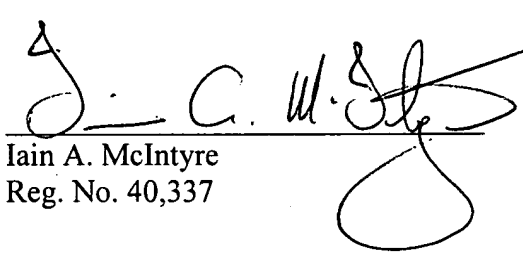
It appears that the Appeal Brief has become lost in the USPTO. Appellants submit the enclosed courtesy copies of the Appeal Brief for consideration. Appellants also request that, in view of the evidence discussed above, the Appeal Brief be considered to have been timely received within two months of the Notice of Appeal, and request that the process of considering the appeal be recommenced.

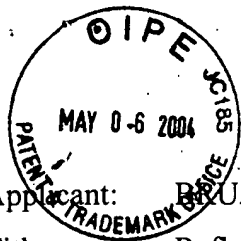
If there are any further questions regarding this submission, the Examiner is requested to call Mr. McIntyre at (612) 436-9610.

Respectfully submitted,
on behalf of 3M Innovative Properties Company

Customer No. 32692

May 6, 2004


Iain A. McIntyre
Reg. No. 40,337



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRUZZONE et al.

Title: Reflective LCD Projection System Using a Wide-Angle Polarizing Beam Splitter

Docket No.: 49837US051

Filed: December 22, 2000

Examiner: Ricky D. Shafer

Serial No.: 09/746933

Due Date: N/A

Group Art Unit: 2872

MS Appeal Brief

Commissioner for Patents

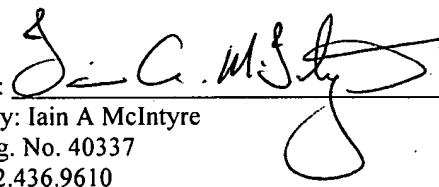
P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ Communication (2 pgs.).
- ☒ A copy of the Appeal Brief as submitted (in triplicate).
- ☒ A copy of the Transmittal and the Express Mail receipt.
- ☒ A copy of the cancelled check.
- ☒ A copy of the date stamped return postcard.

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 32692.


By: 
Atty: Iain A McIntyre
Reg. No. 40337
612.436.9610

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: ER 431580442 US

Date of Deposit: May 6, 2004

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By: 
Renee Iwen

(GENERAL)



CARLSON, CASPERS, VANDENBURGH
& LINDQUIST, P.A.
225 S. 6TH ST., STE. 3200
MINNEAPOLIS, MN 55402

1455

DATE 10/6/03

17-1-910

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Receipt is hereby acknowledged for the following in the U.S.
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Date of Deposit: October 6, 2003

Express Mail No. ER 681837107 US

Applicant: BRUZZONE et al.

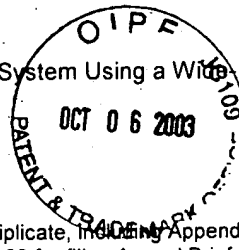
Title: Reflective LCD Projection System Using a Wide
Angle Polarizing Beam Splitter

Serial No. 09/746,933

Filing Date: December 22, 2000

- ☒ Appellant's Brief on Appeal in triplicate, including Appendices I-3
- ☒ Check(s) in the amount of \$330.00 for filing Appeal Brief
- ☒ Transmittal Sheet
- ☒ Return postcard

Attorney (initials): IAM/gmb
Date: October 6, 2003





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRUZZONE et al. Examiner: Ricky D. Shafer
Serial No.: 09/746,933 Group Art Unit: 2872
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By: 

Gwen Bruns

Mail Stop Appeal Brief - Patents
Assistant Commissioner for Patents
Washington, D.C. 20231

- ☒ Appellant's Brief on Appeal in triplicate, including Appendices I -3
- ☒ Check(s) in the amount of \$330.00 for filing Appeal Brief
- ☒ Transmittal Sheet
- ☒ Return postcard

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Customer Number 32692

Date: October 6, 2003

By: 

Iain A. McIntyre
Reg. No. 40,337
IAM/gmb



ER 681837107 US



UNITED STATES POSTAL SERVICE®

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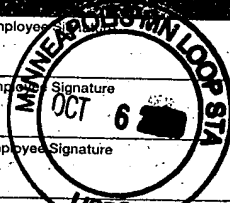
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FROM: (PLEASE PRINT)

PHONE (

Carlson, Caspers, Vandenburg & Lindquist
225 South Sixth Street, Suite 3200
Minneapolis, MN 55402

412 436 9600

852741

TO: (PLEASE PRINT)

PHONE (

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Assistant Commissioner for Patents
Washington, D.C. 20231

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